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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF:

SEED, Steven L. et al.

Application Serial No.: 10/073,938

Application Filing Date: February 14, 2002

Title: **MANAGED OBJECT REPLICATION AND DELIVERY**

Attorney Docket: 2711-0040

Group Art Unit: 2143

Examiner: BILGRAMI, Asghar

Date: March 26, 2008

Confirmation No.: 5330

Mail Stop RCE

Hon. Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL OF REQUEST FOR CONTINUED EXAMINATION

Sir:

Attached please find the following documents, submitted for filing in connection with the above-identified application:

- ☒ **Request for Continued Examination (RCE) Under Rule 114**
- ☒ **Amendment**
- ☒ **Information Disclosure Statement**
- ☒ **Form PTO 1449**
- ☒ **66 References**
- ☒ **Petition for Extension of Time**

CHARGE STATEMENT: Deposit Account No. 501860, order no. 2711-0040.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

CUSTOMER NUMBER

42624

Davidson Berquist Jackson & Gowdey LLP
4300 Wilson Blvd., 7th Floor, Arlington, VA 22203
Main: (703) 894-6400 • FAX: (703) 894-6430

Respectfully submitted,

By: 

Brian Siritzky, Ph.D.

Registration No.: 37,497



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Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE)

This is a request for continued examination (RCE) under 37 CFR 1.114 of the above-identified application. Please continue the examination of this application.

Prerequisites
<ul style="list-style-type: none">• This application was filed on/after June 8, 1995, is not abandoned, and no court action has been filed, or if filed, it has been terminated.• An issue fee has not been paid (unless a petition under Rule 313(c)(2) is also being filed – see item 4 below).• Prosecution has been closed as defined in Rule 114(b).• Reply to any outstanding action and Rule 17(e) fee must be enclosed.

This application is entitled under Rule 114 to withdrawal of any outstanding finality or of any allowance plus a new action by the Examiner. Consideration on the merits of each submission (e.g., IDS, Amendment, new arguments, new evidence, but not appeal/reply briefs themselves) filed herewith or before the new action is respectfully requested.

Please consider the following before the next Official Action:

1. Submission required under 37 CFR 1.114:					
a.	<input type="checkbox"/>	Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. Please <input type="checkbox"/> enter <input type="checkbox"/> do not enter the Amendment filed			
	i.	<input type="checkbox"/>	Consider the arguments in the appeal brief filed and/or reply brief filed		
	ii.	<input type="checkbox"/>	Other: 03/27/2008 SZEWDIEI 00000001 501860 10073938 01 FC:1801 810.00 DA		
b.	<input checked="" type="checkbox"/>	Enclosed			
	i.	<input checked="" type="checkbox"/>	Amendment / Reply	iii	<input checked="" type="checkbox"/> Information Disclosure Statement (IDS) with Form PTO 1449 and references
	ii.	<input type="checkbox"/>	Affidavit(s) / Declaration(s)	iv	<input type="checkbox"/> Other

Continued on next page . . .

2. Miscellaneous:

a.	<input type="checkbox"/>	Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b.	<input type="checkbox"/>	Other:

3. After payment of issue fee:

<input type="checkbox"/>	The issue fee has been paid, but this RCE is based on Rule 313(c)(2). See enclosed petition.
<input type="checkbox"/> IDS Letter <input type="checkbox"/> Cited Appln(s) <input type="checkbox"/> Foreign Search Report/OA <input type="checkbox"/> PTO-1449 <input type="checkbox"/> Cited Documents	

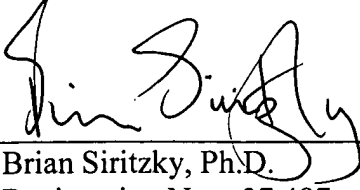
4. Fees (The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.):

a.	<input checked="" type="checkbox"/>	The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 501860, order no. 2711-0040 .
i.	<input checked="" type="checkbox"/>	RCE fee required under 37 CFR 1.17(e) in the amount of \$810
ii.	<input checked="" type="checkbox"/>	Extension of time fee (37 CFR 1.136 and 1.17) [Petition for Extension of Time attached herewith]
iii.	<input type="checkbox"/>	Other
b.	<input type="checkbox"/>	Check number _____ in the amount of \$ _____ enclosed

CHARGE STATEMENT: Deposit Account No. 501860, order no. **2711-0040**.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached

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CUSTOMER NUMBER 42624	Respectfully submitted, 
Davidson Berquist Jackson & Gowdey LLP 4300 Wilson Blvd., 7th Floor, Arlington, VA 22203 Main: (703) 894-6400 • FAX: (703) 894-6430	By: <u>Brian Siritzky, Ph.D.</u> Registration No.: 37,497